

**Before the
FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20554

In the Matter of)	
)	
Amendment of Section 73.202(b))	MM Docket No. 97-28
Table of Allotments,)	RM-8917
FM Broadcast Stations)	
(Twin Falls, Idaho))	

To: The Commission

COMMENTS AND COUNTERPROPOSAL

AM 1270 Co. ("AM 1270"), by its undersigned counsel, pursuant to section 1.415 of the Commission's Rules, submits the following comments and counterproposal in response to the Notice of Proposed Rule Making ("NPRM") in the above-referenced docket.

The NPRM proposes to allocate Channel 252A to the community of Twin Falls, Idaho, as that community's third local FM service. AM 1270 proposes instead that Channel **252C1** be allotted to Twin Falls. As demonstrated by the attached Engineering Statement of Klein Broadcast Engineering, the allotment of Channel 252C1 can be made in conformance with Section 73.207(b)(1) of the Rules without a site restriction.

Allotment of a Class C1 rather than a Class A channel would provide broader coverage and would thereby better serve the public interest.

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DATE

AM 1270 affirms that it intends to apply for Channel 252C1 if that channel is allotted to Twin Falls.

Respectfully Submitted,

AM 1270 CO.

By: Nathaniel F. Emmons
Nathaniel F. Emmons

Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006
(202) 828-3154

March 17, 1997

KLEIN BROADCAST ENGINEERING

dedicated to improving the science and technology of radio & television communications
MARCH 1997

ENGINEERING STATEMENT

AM 1270 Company, has retained the firm of Klein Broadcast Engineering to prepare this Engineering Statement in Support of it's comments in MM Docket No. 97-28, RM-8917, for the allocation of FM Channel 252 to Twin Falls, Idaho.

An engineering study at the Reference Coordinates (city reference coordinates) listed in the above captioned Rule Making, shows that FM Channel 252 may be allocated to Twin Falls, Idaho as a Class "C1" allotment. The proposed allotment of FM Channel 252 C1 may be made in complete conformance with Section 73.207(b)(1) of the Commission's Rules without a site restriction. (see EXHIBIT E-1) The geographic coordinates used for the study presented herein are:

NL: 42 - 33 - 42 WL: 114 - 28 - 12

In the NPRM captioned above the Commission noted that FM Channel 252 A could be allotted to Twin Falls, Idaho. AM 1270 Company, suggests by the allotment of FM Channel 252 C1 to Twin Falls, Idaho, the Commission would be making more efficient use of spectrum, in the Public Interest and provide the community of Twin Falls, Idaho, with its "third wide area local FM service".

An engineering analysis shows the proposed allotment of FM Channel 252 C1 to Twin Falls, Idaho, would comply this Section 73.315 with regard to providing a 70 dBu signal to the entire community of Twin Falls, Idaho.

AM 1270 Company affirms its intention and is committed to apply for FM Channel 252 C1 if it is allotted to the community of Twin Falls, Idaho. Therefore, AM 1270 Company, requests the Commission amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, with respect to Twin Falls, Idaho, as follows:

<u>City</u>	<u>Present</u>	<u>Proposed</u>
Twin Falls, Idaho	239C1, 243C1	239C1, 243C1, 252C1

Respectfully submitted,



Elliott Kurt Klein, Consulting Broadcast Engineer, 03 March 1997

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KLEIN BROADCAST ENGINEERING
PARADISE VALLEY, AZ
FM Spacing Study
EXHIBIT E-1

Page 1
March 3, 1997

Title: AM 1270 COMPANY
Channel 252C1 (98.3 MHz)
Database: FCC 02/27/97

Latitude: 42-33-42
Longitude: 114-28-12
Safety zone: 100 km

Call	Auth	Licensee	name	Chan	ERP-kW	Latitude	Br-to	Dist.	Req.
City of License			St FCC File no.	Freq	EAH-m	Longitude	-from	(km)	(km)
PRM Franklin	ADD	Mountain	Tower Broadcast ID DOC-97-13	249A 97.7		42-06-39 111-46-40	101.9 283.7	227.5 152.5	75 CLEAR
ALLOC Boise			ID	250C 97.9		43-45-12 116-06-08	315.6 134.5	187.5 82.49	105 CLEAR
KQFC Boise	LIC	Pacific Northwest Broadc	ID BLH-7484	250C 97.9	47 762	43-45-12 116-06-08	315.6 134.5	187.5 82.49	105 CLEAR
ALLOC Rexburg			ID	251C1 98.1		43-32-34 111-53-07	61.7 243.4	237.1 60.12	177 CLEAR
KGTM Rexburg	CP	Communicast Consultants	ID BMPH-940224IA	251C1 98.1	100 172	43-32-34 111-53-07	61.7 243.4	237.1 60.12	177 CLEAR
PRM Twin Falls	ADD	Orchalara Broadcasting C	ID DOC-97-28	252A 98.3		42-33-42 114-28-12	.0 .0	-200	200 SHORT
KGTM Rexburg DOC-93-166	LIC	Communicast Consultants	ID BLH-860331KG	252A 98.3	3 91	43-48-55 111-46-09	56.6 238.4	260.0 60.01	200 CLEAR
ALLOC McCall			ID	252C1 98.3		44-50-08 116-07-02	332.9 151.8	285.4 40.41	245 CLEAR
NEW McCall Cut-off 01/09/97	APC	Hawkeye Radio Properties	ID BPH-960807MD	252C1 98.3	100 -78	44-50-08 116-07-02	332.9 151.8	285.4 40.41	245 CLEAR
KRSV-FM Afton	LIC	Western Wyoming Radio, I	WY BLH-861124KC	252A 98.3	3 -87	42-51-02 110-58-46	82.4 264.8	287.8 87.78	200 CLEAR
ALLOC McCall Filing window 06/24-07/24/88 **CLOSED**			ID DOC-87-404	252A 98.3		44-54-30 116-06-00	333.9 152.8	291.9 91.93	200 CLEAR
ALLOC Chubbuck			ID DOC-89-63	253C2 98.5		42-55-15 112-20-44	76.3 257.8	178.5 20.48	158 CLEAR
KRSS Chubbuck	LIC	Calvary Chapel of Costa	ID BLH-920428KC	253C2 98.5	6.20 410	42-55-15 112-20-44	76.3 257.8	178.5 20.48	158 CLEAR
ALLOC Nyssa			OR DOC-90-304	254C1 98.7		43-25-01 116-50-38	297.0 115.4	215.7 133.7	82 CLEAR
ALLOC Pioche			NV	255C 98.9		37-53-44 114-34-41	181.0 1.0	518.2 413.2	105 CLEAR

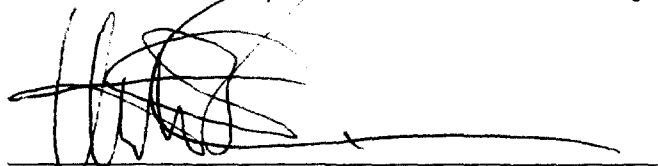
>> End of channel 252C1 study <<

KLEIN BROADCAST ENGINEERING

STATE of ARIZONA)
CITY of SCOTTSDALE) ss:
COUNTY of MARICOPA)

dedicated to improving the science and technology of radio & television communications

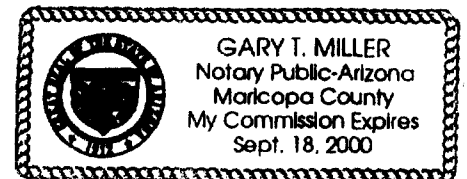
Elliott Kurt Klein, being duly sworn states, that he is a consulting broadcast engineer with offices located at 5529 East Sapphire Lane, Paradise Valley, Arizona 85253. That he has been employed in the broadcast engineering profession since 1967, and that he has prepared many different reports and applications and presented them before the Federal Communications Commission, over the past twenty-eight years. That his engineering qualifications are a matter of record with the Federal Communications Commission. That he has held a valid First Class Radiotelephone Operators License since 1967. That his present license number is PG-11-21248, valid for life. That he is a member in good standing of The Society of Broadcast Engineers since 1969 (SBE). That he is a member in good standing of the Institute of Electrical and Electronic Engineers (IEEE). That the calculations and or measurements and exhibits in the accompanying report, engineering memorandum or application were made by him personally or under his supervision and direction, and that all facts contained herein are true of his own personal knowledge and belief, and on such facts or statements made on belief, they are believed to be true. He assumes no liability for any errors or omissions and shall not be liable for injuries and/or damages (including consequential) which might result from use of said information. All pages, engineering exhibits, and statements are covered under the copyright laws of the United States of America and remain the property of the client and Klein Broadcast Engineering. Any unauthorized use or reproduction is prohibited by law. Use of this engineering report or application constitutes acceptance of these terms by the client.



Affiant: Elliott Kurt Klein for the firm:

KLEIN BROADCAST ENGINEERING

Subscribed and sworn to before me,



this 3rd day of March 1997



Notary Public:

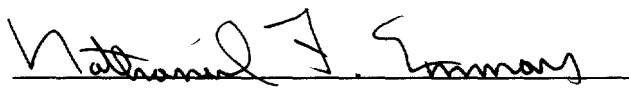
9-18-2000
Date of Commission Expiration:

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CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of March, 1997, I caused copies of the foregoing
Comments and Counterproposal to be mailed via first-class postage prepaid mail to the
following:

Henry E. Crawford, Esq.
Law Offices of Henry E. Crawford
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Washington, D.C. 20036


Nathaniel F. Emmons